

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

'08 MJ 1447

UNITED STATES OF AMERICA,

v.

VICTOR MANUEL SERRANO JR.

Magistrate Case No. \_\_\_\_\_

COMPLAINT FOR VIOLATION OF

18 U.S.C. 656 (Misdemeanor)

Misapplication of Funds by  
Bank Employee

BEFORE \_\_\_\_\_

San Diego, California

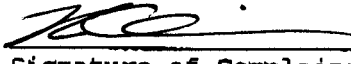
United States Magistrate Judge

The undersigned complainant, being duly sworn states:

COUNT ONE

During the period May 2007 through June 2007, within the Southern District of California, Defendant Victor Manuel Serrano Jr., being an employee of Bank of America, 2295 Otay Lakes Road, Chula Vista, California, the deposits of which were then insured by the Federal Deposit Insurance Corporation, with intent to injure and defraud, did knowingly and willfully embezzle, abstract, purloin, and willfully misapply the monies, funds, and credits entrusted to the care and custody of said bank, and under the care, custody, and control of the defendant as such employee; in violation of Title 18, United States Code, Section 656, a Misdemeanor.

And the complainant states that this complaint is based on the attached statement of facts which is incorporated herein by reference.

  
Signature of Complainant  
Nicholas I. Cheviron  
Special Agent, FBI

Sworn to before me and  
Subscribed in my presence,  
this 25th day of April, 2007.

  
UNITED STATES MAGISTRATE JUDGE

AFFIDAVIT

STATE OF CALIFORNIA )

) ss.

COUNTY OF SAN DIEGO )

I, Nicholas I. Cheviron, being first duly sworn,  
depose and say:

1. I am a Special Agent with the Federal Bureau of  
Investigation (FBI), assigned to the San Diego Division.

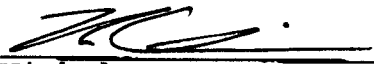
2. Bank of America, 101 South Tyron Street,  
Charlotte, North Carolina, was insured by the Federal Deposit  
Insurance Corporation (FDIC) at the time the events herein  
described occurred.

3. On June 26, 2007, Amy Tran, Investigator,  
advised the FBI, that during the period May 2007 through June  
2007, Victor Manuel Serrano Jr. (hereinafter Serrano), while  
employed as a bank teller, at Eastlake Village Branch, 2295  
Otay Lakes Road, Chula Vista, California, abstracted  
\$4,243.25 from funds entrusted to the bank. Serrano stated  
he took cash from his cash drawer, if it was over when he  
balanced at the end of his shift. On several occasions,  
Serrano took the cash, placed it in his pockets, and exited  
the bank. He returned to the bank on a different day and  
deposited the cash into his Bank of America checking account.  
Serrano took cash from two separate Bank of America branches,  
Bonita, and Eastlake Village. The funds were taken without

1 authorization and against bank policy. When questioned about  
2 the missing funds, Serrano confessed in a written statement.  
3 On June 7, 2007, Serrano was fired from his Bank of America  
4 position. He made an initial repayment of \$42.06, to Bank of  
5 America.

6 4. On August 24, 2007, Serrano was interviewed by  
7 FBI Special Agent Nicholas I. Cheviron and Financial Analyst  
8 Carol P. Harman. Serrano admitted that during the period May  
9 2007 through June 2007, he took money from his cash drawer.  
10 He took money from the drawer on several occasions and placed  
11 it in his pocket. He later deposited those funds into his  
12 Bank of America checking account.

13 5. On June 15, 2007 and August 24, 2007, Serrano  
14 provided written statements admitting his actions as set  
15 forth in paragraphs three and four which are attached and  
16 incorporated herein by reference.

17  
18   
19 Nicholas I. Cheviron  
20 Special Agent  
21 Federal Bureau of Investigation  
22 San Diego, California

23  
24  
25 Subscribed and sworn to before me this 25<sup>th</sup> day of April,  
26

27  
28   
United States Magistrate Judge

1072

9:30 AM

F-24-07

I Victor Serrano furnish the following voluntary statement to Carol P. Harman & Nicholas I.

Cherion who have identified themselves employees of the Federal Bureau of investigation. I have been advised that I am being questioned about the shortage of money of bank of America which occurred on or about May 07 to June 07

i was born on May 16, 1988<sup>us</sup> at San Diego. I reside at 5207 Seaglen way SD. CA 92154. My education consists of 4 years of High ~~vis~~ School and 1 year of college, i can read write, and understand the English Language.

no threats or promise have been made to induce me to make this statement.


It All started on May of 2007 when i was counting my money <sup>us</sup> i was over and had told my supervisor, she said its ok dont let it happen again. the following week i was over again and i told my supervisor and she said again its ok it happens to everyone just be careful. the next time i was out i was short 40 dls. and i took them so i wouldn't be in trouble and i had balanced. later on it was easy for me to take more and more money in the Bank that i worked had i had taken 2,000 dls not all at one time but roughly around 500 dls 3 to 4 times later i was being

9:30 A

job shared with another <sup>Bunk</sup> at Eastlake it  
was easy for to take the money there too  
so I took another 2,000 again not all at one  
time this time about 600 or 700 in 3 to  
4 days. later when I was caught I confessed  
that I took the money and told them <sup>Side</sup> ~~that~~ that  
I will pay it back and understood that what  
I did was wrong. this consisted in the  
periods of May of '07 and June '07.

I have read and understand this entire state-  
ment, have initialed all corrections, and I am  
signing it because it is true and correct.

Rector Manuel Serrano

  
SA Nicholas I. Chivim  
FBI

Carol P Harman  
FA Carol P Harman  
FBI

BANK OF AMERICA  
CORPORATE INVESTIGATIONS  
VOLUNTARY STATEMENT

DATE: 06/15/07 PLACE: Bonita Banking Center  
TIME: 10:30 (AM) PM

I, Victormanuel Serrano, am 19 years of age  
and live at Palm Ave. 5207 Seaglen was PHONE # (619) 207-5558  
DOB 05-16-88

I am making this statement to Joe Espen  
I do make the following voluntary statement to the aforementioned person(s) of my own free will  
and without any promises or offers of leniency or favors.

Between May 7 and June 7 of 2007  
I've been taking money from my cashbox  
because I've been having financial problem  
I've been paying my school and helping  
out with bills. I know it was wrong  
I will never do it again. I'm planning  
to put back all the money. the  
amount of \$14,243.25. I'm very sorry  
for what I've done. I will not do this  
again. I don't want to lose my  
job over this.

I have read this statement consisting of 1 page(s), each page of which bears my signature,  
and I do affirm that all facts and statements contained herein are true and correct.

Victor Serrano  
Signature Victor Serrano

604-12-4332  
Social Security Number

[Signature]  
Witness Joseph E. Espin ACP Investigations  
[Signature] amy tran investigator  
Witness